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NO. 8789 P. 1

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Attorney Docket No. 04269/LH

IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE

Applicant(s): Keiichi AKAGAWA et al

Serial No. : 10/500,086

Filed : June 24, 2004

For : LIGHT BEAM SWITCHING/ADJUSTING APPARATUS AND MANUFACTURING METHOD THEREOF

Art Unit : 2883

Examiner : Kaveh C. Kianni

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR 1.97(c)
WITH STATEMENT UNDER 37 CFR 1.97(e)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

Submitted herewith are the following:

- (1) Copy of a European Search Report dated June 1, 2005, issued in a counterpart European application;
- (2) Copies of cited publications (except U.S. patents and publications); and
- (3) Forms PTO/SB/08A and PTO/SB/08B.

The European Search Report is in English, thereby satisfying the requirements for a concise explanation of relevance for any non-English language publications cited therein
(MPEP 609 III A(3)).

CERTIFICATE OF FACSIMILE
TRANSMISSION
TO NO. 1-571-273-8300
and 1571-273-2417

TOTAL PAGES: 83

I hereby certify that this paper is being facsimile transmitted to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on the date noted below.

N. Sneed

Dated: August 2, 2005

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by credit card payment, authorization to charge the extension fee, or any other fee required in connection with this Paper to Account No. 06-1378.

USP 6,360,036 listed on the attached PTO/SB/08A is a counterpart of WO 01/51973 cited in the attached European Search Report.

USP 6,195,478 was previously cited by applicants and the U.S. Examiner and is therefore not being cited again.

JP 2000-258704A and 2000-258702 were previously cited by applicants in the IDS dated June 24, 2004. However English language Abstracts of said Japanese documents are being provided herewith.

STATEMENT UNDER 37 CFR 1.97(e)(1)

Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the present Information Disclosure Statement. Said Communication bears a mailing date of June 1, 2005.

If any fees are required, authorization is given to charge same against Account No. 06-1378.

It is requested that initialed copies of the Forms PTO/SB/08A and PTO/SB/08B be returned to indicate that the publications listed therein have been considered and made of record.

Respectfully submitted,

Leonard Holtz, Esq.
Reg. No. 22,974

Encls.

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PTO/SB/08A (08-00)

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute for Form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT		Application Number	10/500,086
		Filing Date	June 24, 2004
		First Named Inventor	K. AKAGAWA et al.
		Group Art Unit	2883
		Examiner Name	Kaveh C. Kianni
Sheet	1	of	2
Attorney Docket Number			04269/LH

U. S. PATENT DOCUMENTS

Exam. Inits ¹	Cite No ¹	Document Number	Kind Code ²	Name of Patentee or Applicant	Publication Date MM DD-YYYY	Relevant Portion
		6,122,174	A	LIVENGODD et al	09-19-2000	
		6,360,036	A	COUILlard	03-19-2002	

FOREIGN PATENT DOCUMENTS

Exam. Inits ¹	Cite No ¹	Offc ³	Document Number ⁴	Kind Code ⁵	Name of Patentee or Applicant	Publication Date MM-DD-YYYY	Relevant Portion	T ⁶
		WO	01/51973	A1	CORNING INC.	07-19-2001		
		JP	2000-258704		JAPAN AVIATION ELECTRONICS IND.	09-22-2000		*
		JP	2000-258702		JAPAN AVIATION ELECTRONICS IND.	09-22-2000		*
		EP	1 136 851	A1	CORNING INC	09-26-2001		
		EP	0 961 150	A2	LUCENT TECHNOLOGIES INC.	12-01-1999		

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* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Place a check here if English translation is attached.

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Substitute for Form 1449A/PTO				Application Number	10/500,086
				Filing Date	June 24, 2004
				First Named Inventor	K. AKAGAWA et al.
				Group Art Unit	2883
				Examiner Name	Kaveh C. Kianni
Sheet	2	of	2	Attorney Docket Number	04269/LH

OTHER PRIOR ART - NON-PATENT LITERATURE DOCUMENTS

Examiner Initials ¹	Cite No. ²	Include name of author (in CAPITAL LETTERS), title of article, title of item, date, page(s), volume-issue number(s), publisher, city and/or country where published	T
		SUGA, T. et al. "A new wafer-bonder of ultra-high precision using surface activated bonding (SAB) concept" 2001 Proceedings 51 st . Electronic Components and Technology Conference. ECTC 2001. Orlando, FL. May 29, 2001. Proceedings of the Electronic Components and Technology Conference, New York, NY, IEEE, US, Vol. Conf. 51, May 29, 2001, pages 1013-1018, SP010547715. ISBN: 0-7803-7038-4. MITA M. et al., "An Out-of-Plane PolySilicon Actuator with a smooth vertical mirror or optical fiber switch application" Digest IEEE/LEOS Summer Topical Meetings, July 1998, pages 32-34, XP002936881.	

Examiner Signature

Date Considered

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEF 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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